# IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 592 OF 2004

MOTHER OF MERCY ENGLISH HIGH SCHOOL,VASCO DA GAMA ....Petitioners

Versus

THE ASSISTANT PROVIDENT FUND COMMISSIONER AND ANR ....Respondents

Shri Vijay Palekar, Advocate for the petitioner.

Ms. W. Coutinho, Addl. Central Govt. Standing Counsel for the respondents.

Coram:- S.S. PARKAR, J.

Date:- 13th July, 2005

P.C.

Learned Advocate for the petitioner seeks permission to withdraw this petition as the petitioner wants to file an appeal before the Appellate Tribunal, which was constituted after filing of the petition in this Court.

The petition is, therefore, allowed to be withdrawn and shall stand dismissed as withdrawn. In case the appeal is filed within a period of one month from today before the Appellate Tribunal, the respondents agree not to raise the issue of limitation and, therefore, the Appellate Tribunal shall dispose of the appeal in accordance with law, without raising the issue of limitation.

S.S. PARKAR, J.